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PATENT DAC

Case Docket No. TRAVL9.017A
Date: December 3, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Schiff, et al.
App. No. : 09/728,583
Filed : December 1, 2000
For : SYSTEMS AND METHODS
OF COMPARING
PRODUCT INFORMATION

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

December 3, 2001

James B. Bear, Reg. No. 25,221

Group Art Unit : 2166

TRANSMITTAL LETTER

ASSISTANT COMMISSIONER FOR PATENTS
BOX DAC
WASHINGTON, D.C. 20231

ATTENTION: OFFICE OF PETITIONS

Dear Sir:

In response to the Decision Refusing Status Under 37 C.F.R. § 1.47(a), which was mailed by the Office on October 4, 2001, enclosed are:


- (X) A Renewed Petition under 37 C.F.R. § 1.47(a) to accept a declaration executed by Inventors on behalf of themselves and nonsigning Inventors.
- (X) A Declaration under 37 C.F.R. § 1.47(a) by Amy C. Christensen regarding nonsigning Inventor Adolf Quintana.
- (X) A Declaration under 37 C.F.R. § 1.47(a) by Amy C. Christensen regarding nonsigning Inventor Monica Scanlon.
- (X) A Declaration under 37 C.F.R. § 1.47(a) by Amy C. Christensen regarding nonsigning Inventor Paul Colangelo.
- (X) A Declaration under 37 C.F.R. § 1.47(a) by Amy C. Christensen regarding nonsigning Inventor Timothy Moorhead.

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OFFICE OF PETITIONS
DEPUTY A/C PATENTS

- (X) A Declaration under 37 C.F.R. § 1.47(a) by Amy C. Christensen regarding nonsigning Inventor Fred Locicero.
- (X) A Declaration under 37 C.F.R. § 1.47(a) by Amy C. Christensen regarding nonsigning Inventor Maryann Bastnagel.
- (X) Return prepaid postcard.
- (X) The Commissioner is hereby authorized to charge any fees which may be required, now or in the future, to Account No. 11-1410.



James B. Bear
Registration No. 25,221
Attorney of Record



#7

RAVL9.017A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Martin R. Schiff, et al.)
App. No. : 09/728,583)
Filed : December 1, 2000)
For : SYSTEMS AND METHODS)
OF COMPARING PRODUCT)
INFORMATION)
Examiner : Unknown)

Group Art Unit 2166

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December 1, 2001

(Date)

James B. Bear, Reg. No. 25,221

RENEWED PETITION UNDER 37 C.F.R. § 1.47(a)
TO ACCEPT A DECLARATION EXECUTED BY INVENTORS
ON BEHALF OF THEMSELVES AND NONSIGNING INVENTORS

Assistant Commissioner For Patents
Box DAC
Washington, D.C. 20231
Attention: Office of Petitions

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DEC 20 2001

Dear Sir:

OFFICE OF PETITIONS
DEPUTY A/C PATENTS

Applicants hereby renew their petition to the Commissioner under 37 C.F.R. § 1.47(a) to accept the enclosed Declarations signed by Inventors on behalf of themselves and the Nonsigning Inventors of the above-referenced U.S. patent application. Applicants submit with this petition the following:

1. A Declaration Under 37 C.F.R. § 1.47(a) by Amy C. Christensen Regarding Nonsigning Inventor Adolf Quintana;
2. A Declaration Under 37 C.F.R. § 1.47(a) by Amy C. Christensen Regarding Nonsigning Inventor Monica Scanlon;
3. A Declaration Under 37 C.F.R. § 1.47(a) by Amy C. Christensen Regarding Nonsigning Inventor Paul Colangelo;

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4. A Declaration Under 37 C.F.R. § 1.47(a) by Amy C. Christensen Regarding Nonsigning Inventor Timothy Moorhead;
5. A Declaration Under 37 C.F.R. § 1.47(a) by Amy C. Christensen Regarding Nonsigning Inventor Fred Locicero; and
6. A Declaration Under 37 C.F.R. § 1.47(a) by Amy C. Christensen Regarding Nonsigning Inventor Maryann Bastnagel.

In view of the foregoing submissions and to preserve the right of the owner of the above-referenced patent application in the subject invention, the signing Inventors, through their collective Assignee, Travel Services International, Inc., respectfully request permission to prosecute the above-referenced application on behalf of the Non-Signing Inventors.

The Assistant Commissioner is authorized to charge any fees to Deposit Account No. 11-1410.

This Petition is submitted in triplicate.

KNOBBE, MARTENS, OLSON & BEAR

Dated: 12/3/01

By: 

James B. Bear, Reg. No. 25,221
Attorney of Record
620 Newport Center Drive, 16th Floor
Newport Beach, CA 92660
(949) 760-0404

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Martin R. Schiff, et al.

Group Art Unit 2166

Appl. No. : 09/728,583

Filed : December 1, 2000

For : SYSTEMS AND METHODS
OF COMPARING PRODUCT
INFORMATION

Examiner : Unknown

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12/3/01
Date
James B. Bear, Reg. No. 29,221

**DECLARATION UNDER 37 C.F.R. § 1.47(a) BY AMY C. CHRISTENSEN
REGARDING NONSIGNING INVENTOR MARYANN BASTNAGEL**

Assistant Commissioner for Patents
Washington, D.C. 20231

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OFFICE OF PETITIONS
DEPUTY A/C PATENTS

Dear Sir:

I, Amy C. Christensen, declare and state the following:

1. I am an attorney at Knobbe, Martens, Olson and Bear, LLP, which represents Travel Services International, Inc. ("Travel Services International") with regard to certain intellectual property matters.

2. I am informed and believe that Martin Schiff, Kathleen Sussman-Wiles, Vivian Ewart, Wallace Huff, Byron Berk, Maureen Elenberger, Timothy Fessenden, Paul Fitton, Vance Loiselle, Michael Carpenter, Michael Sherota, Elizabeth Judy, Elena Rodriguez, Holley Christen, Mitch Cox, Todd Elliott, Kevin Helms, Adolf Quintana, Dot Tolle, Nancy Porter, Karen Reynolds, Monica Scanlon, Paul Colangelo, Tracey Codd, Joanell DeLand, Timothy Moorhead, Anne D. Burkard, George DelPino, Joelle Delva, Sharon Everhart-Brooks, Bradley Ferguson, David Forman, Samuel Hintz, Irwin Klotz, Courtney Kurk, Keith Leslie, Sandi Levy, Fred

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Locicero, Charlotte Luna, Jeffrey Nickerson, and Maryann Bastnagel are joint and co-inventors in the above-referenced U.S. patent application.

3. I am informed and believe that at the time of the activities leading up to the invention of the subject matter of the above-referenced U.S. patent application, Maryann Bastnagel was an employee of Travel Services International.

4. I am informed and believe that Maryann Bastnagel participated in a project to develop systems and methods of comparing product information on behalf of Travel Services International.

5. Until November 19, 2001, I was informed and believed that Maryann Bastnagel's address was:

3 Bloomingdale Court
Rockville, MD 20852.

6. The last address of Maryann Bastnagel, known to me, is:

7822 Stable Way
Potomac, MD 20854.

7. On or about December 18, 2000, I reviewed and verified the contents of a letter sent by James B. Bear, an attorney at Knobbe, Martens, Olson and Bear, LLP, via Federal Express Priority Overnight Service to Maryann Bastnagel, 3 Bloomingdale Court, Rockville, MD 20852. The letter included a copy of the above-referenced U.S. patent application, including the specification, claims, drawings, and the Declaration by Inventors. The letter also included an Assignment form for the application. The letter asked Maryann Bastnagel to sign the enclosed Declaration by Inventors, sign and notarize the Assignment form, and to return the papers to James B. Bear. A copy of the delivery documentation, the letter, and the enclosures relating to the above-referenced patent application are attached hereto as Exhibit A and are incorporated herein by reference.

8. On June 12, 2001, I received a letter from Roy L. Mason, Esq., which stated that he was counsel for Maryann Bastnagel, and would be handling this patent matter. A copy of this letter is attached hereto as Exhibit B and is incorporated herein by reference.

9. I left voice messages for Roy L. Mason on May 21, 2001 at approximately 11:08 a.m. and on June 12, 2001 at approximately 4:42 p.m to follow up on the status of Ms.

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Bastnagel's review of the above-captioned application. As of June 20, 2001, I had not received any response from Mr. Mason.

10. On June 20, 2001, I sent a follow up letter to Roy L. Mason reminding him of the upcoming deadline for filing the Declaration and the Assignment. A copy of the letter is attached hereto as Exhibit C and is incorporated herein by reference.

11. In September 2001, I received a voice message from Mr. Mason stating that he had forwarded the documents to a patent attorney for his review, and that the patent attorney would contact me. As of December 3, 2001, I have not received any contact from the patent attorney.

12. On November 14, 2001, I sent a second follow up letter via Federal Express Priority Overnight Service to Mr. Mason reminding him of the upcoming deadline for filing the Declaration and Assignment. The letter included a copy of Maryann Bastnagel's employment agreement with TSI. A copy of the delivery documentation, the letter, and the enclosures are attached hereto as Exhibit D and are incorporated herein by reference.

13. On November 19, 2001, I received a voice message from Maryann Bastnagel stating that she wanted to sign the patent application documents. In the voice message, Ms. Bastnagel stated that her current address was 7822 Stable Way, Potomac, MD 20854, and her current telephone number at work was (703) 833-1154.

14. On November 20, 2001, I reviewed and verified the contents of a letter sent by James B. Bear, an attorney at Knobbe, Martens, Olson and Bear, LLP, via Federal Express Priority Overnight Service to Maryann Bastnagel, 7822 Stable Way, Potomac, MD 20854. The letter included a copy of the specification, claims, drawings, and the Declaration by Inventors. The letter also included an Assignment form for the application as well as a pre-addressed return Federal Express envelope. The letter asked Maryann Bastnagel to sign the enclosed Declaration by Inventors, sign and notarize the Assignment form, and to return the papers to James B. Bear. A copy of the delivery documentation and the letter are attached hereto as Exhibit E and are incorporated herein by reference. A copy of the enclosures relating to the above-referenced patent application are identical to the enclosures found in the above-referenced Exhibit A.

15. I left voice messages for Maryann Bastnagel to inquire as to the status of the documents sent on November 20, 2001 at her work telephone number, (703) 833-1154, on

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November 28, 2001 at approximately 4:14 p.m. and on November 30, 2001 at approximately 11:10 a.m.

16. On November 30, 2001, I received a voice message from Maryann Bastnagel stating that she had received my previous messages, that she would review the documents, and that I should cease calling her.

17. As of December 3, 2001, I have not received any documents from Maryann Bastnagel, including an executed Declaration by Inventors for the above-captioned application, or an executed Assignment for the above-captioned application.

18. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: December 3, 2001

By: Amy C. Christensen
Amy C. Christensen

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